

DE-1272

## IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

IN re Application of	)	
Jin-Woo Kim	)	Before the Examiner
Serial No. : 09/868,474	)	McGarry, Sean
Filed: June 15, 2001	)	
For: HUMAN CERVICAL CANCER	)	Group Art Init: 1635
PROTOONCOGENE AND PROTEIN	)	
ENCODED THEREIN	)	

To: Honorable commissioner of Patents  
Washington, D.C. 20231

DECLARATION FOR DEPOSIT OF MICROORGANISM

I, Jin-Woo Kim, being a citizen of Republic of Korea  
and currently residing at Hyundai Apt. 118-804,  
Apkujung-dong, Kangnam-ku, Seoul 135-110, Korea, do  
declare:

That I am the inventor of the invention disclosed in  
the above-indentified application, and hence am fully  
familiar with the subject matter therein;

That deposit of *Escherichia coli* JM109/HCCR-1 has been made in an international depository named Korean Collection for Type Cultures at Korea Research Institute of Bioscience and Biotechnology (KRIBB), #52, Oun-dong, Yusong-ku, Taejon 305-333, Korea, affording permanence of the deposit and ready accessibility thereto by the public if a patent is granted;

That the deposited microorganism has been accorded the accession number of KCTC 0667BP (a copy of the deposit form is enclosed herewith for the Examiner's convenience);

That the deposited microorganism has been accepted for deposit under the Budapest Treaty on the International Recognition of the Deposit of Microorganisms for the Purposes of Patent Procedure and that all restrictions on the availability to the public of the microorganism so deposited will be irrevocably removed upon the granting of the patent in the above-identified application;

That the microorganism has been deposited under conditions that assure that access to the material will be available during the pendency of the patent

application to one determined by the Commissioner to be entitled thereto under 37 C.F.R. 1.14 and 35 U.S.C. § 122;

That the deposited microorganism will be maintained with all the care necessary to keep it viable and uncontaminated for a period of at least five years after the most recent request for the furnishing of a sample of the deposited microorganism, and in any case, for a period of at least thirty(30) years after the date of deposit or for the enforceable life of the patent whichever period is longer; and

That the microorganism deposited with Korean Collection for Type Cultures at Korea Research Institute of Bioscience and Biotechnology(KRIBB), #52, Oun-dong, Yusong-ku, Taejon 305-333, Korea and accorded the accession number of KCTC 0667BP is the same microorganism in the present application, especially on page 9, lines 14 to 23 of the specification.

The undersigned declarant further declares that all statement made therein of my own knowledge are true and that all statements made on information and belief

are believed to be true; and further that these statements were made with knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 United States Code and that such willful false statement may jeopardize the validity of the instant patent application or any patent issuing thereon.

Dated: March 28, 2003

By:

KIMJINWOO

Jin-Woo Kim

Encl.: Deposit Receipt for *Escherichia coli* JM109/HCCR-1

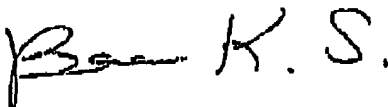
BUDAPEST TREATY ON THE INTERNATIONAL RECOGNITION OF THE DEPOSIT  
OF MICROORGANISMS FOR THE PURPOSE OF PATENT PROCEDURE

## INTERNATIONAL FORM

## RECEIPT IN THE CASE OF AN ORIGINAL DEPOSIT

Issued pursuant to Rule 71

TO: KIM, Jin Wop  
Hyundai Apt. 11B-804, Apgujung-dong, Kangnam-lu, Seoul 135-110,  
Republic of Korea

<b>I. IDENTIFICATION OF THE MICROORGANISM</b>	
Identification reference given by the DEPOSITOR:  <i>Escherichia coli</i> JM109/HCCR1	Accession number given by the INTERNATIONAL DEPOSITARY AUTHORITY:  KCTC 0667BP
<b>II. SCIENTIFIC DESCRIPTION AND/OR PROPOSED TAXONOMIC DESIGNATION</b>	
The microorganism identified under I above was accompanied by: <input checked="" type="checkbox"/> a scientific description <input type="checkbox"/> a proposed taxonomic designation (Mark with a cross where applicable)	
<b>III. RECEIPT AND ACCEPTANCE</b>	
This International Depositary Authority accepts the microorganism identified under I above, which was received by it on <b>October 11 1999</b> .	
<b>IV. RECEIPT OF REQUEST FOR CONVERSION</b>	
The microorganism identified under I above was received by this International Depositary Authority on _____ and a request to convert the original deposit to a deposit under the Budapest Treaty was received by it on _____	
<b>V. INTERNATIONAL DEPOSITARY AUTHORITY</b>	
Name: Korean Collection for Type Cultures  Address: Korea Research Institute of Bioscience and Biotechnology (KRIBB) #52, Oun-dong, Yusong-ku, Taejeon 305-333, Republic of Korea	Signature(s) of person(s) having the power to represent the International Depositary Authority of authorized official(s):   BAE, Kyung Sook, Director Date: <b>October 14 1999</b>